

**COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND**

**Bill No. 10-02**

Introduced by: Council Member Shrodes and Council President Boniface and Council President Boniface at the request of the County Executive.

Legislative Day No. 10-02 Date: January 12, 2010

AN ACT to repeal and reenact, with amendments, Section 123-43.5, Tax Credit for residential property located in close proximity to a county – owned landfill, of Article II, Real Property Tax Credits, of Chapter 123, Finance and Taxation, of the Harford County Code, as amended; to provide for a tax credit for certain properties located near a refuse disposal system; and generally related to tax credits.

By the Council, January 12, 2010

Introduced, read first time, ordered posted and public hearing scheduled

on: February 9, 2010

at: 7:00 PM

By order: Barbara J. O'Connor, Council Administrator

Due to inclement weather, public hearing rescheduled on February 16, 2010 at 7:00 p.m.

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on February 16, 2010, and concluded on February 16, 2010.

Barbara J. O'Connor, Council Administrator

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [BRACKETS] indicate matter Deleted from existing law. Underlining indicates Language added to bill by amendment. Language Lined through indicates matter stricken out of Bill By amendment.

Section 1. Be It Enacted by the County Council of Harford County, Maryland, that Section 123-43.5, Tax credit for residential property located in close proximity to a county-owned landfill, of Article II, Real Property Tax Credits, of Chapter 123, of the Harford County Code, as amended, be, and it is hereby, repealed and reenacted, with amendments, to read as follows:

Chapter 123. Finance and Taxation.

Article II. Real Property Tax Credits.

Section 123-43.5. Tax credit for residential property located in close proximity to a [county-owned landfill] REFUSE DISPOSAL SYSTEM.

A. In accordance with the provisions of the Tax-Property Article § 9-314, of the Annotated Code of Maryland, there is hereby established the following property tax credit:

(1) A 100% exemption for residential property provided that:

(a) The property owner resides on the property;

(b) [The property was developed on or before June 30, 1988;

(c)] The structural boundaries of a dwelling on the property are within [500] 1000 feet of a [currently operating county-owned landfill] REFUSE DISPOSAL SYSTEM for which an active permit has been issued to the county under § 9-204 of the Environment Article, of the Annotated Code of Maryland; and

[(d)] (C). The county governing body determines that the property has been adversely impacted by its proximity to the landfill.

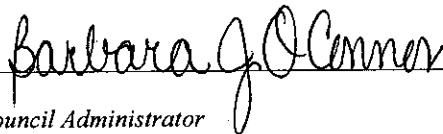
B. On or before January 1 of each year, the County Council shall determine by law those properties that have been adversely impacted by their proximity to a currently operating county-owned landfill.

1 C Notwithstanding Subsection A of this section, a property tax credit shall not be granted  
2 under this section unless the county approves the use of a solid waste disposal fee to offset the  
3 total amount of the property tax credit granted.

4 Section 2. And Be It Further Enacted, that this Act shall take effect 60 calendar days from  
5 the date it becomes law.

EFFECTIVE: April 20, 2010

*The Council Administrator does hereby certify that  
fifteen (15) copies of this Bill are immediately available for  
distribution to the public and the press.*

  
\_\_\_\_\_  
Council Administrator

HARFORD COUNTY BILL NO. 10-02

Brief Title Tax Credits for Properties Near Landfill

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

**CERTIFIED TRUE AND CORRECT**

Barbara J. O'Connor  
Council Administrator

Date February 16, 2010

**ENROLLED**

Billy Bonifant  
Council President

Date February 16, 2010

**BY THE COUNCIL**

Read the third time.

Passed: LSD 10-6

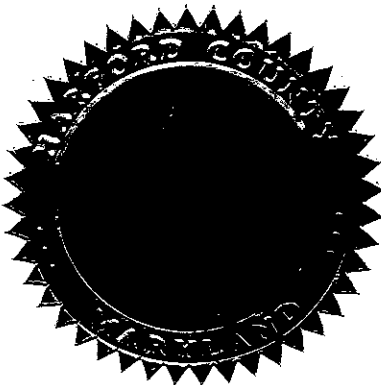
Failed of Passage: \_\_\_\_\_

By Order

Barbara J. O'Connor  
Council Administrator

Sealed with the County Seal and presented to the County Executive for approval this 17<sup>th</sup> day of February, 2010 at 3:00 p.m.

Barbara J. O'Connor  
Council Administrator



**BY THE EXECUTIVE**

David R. Craig  
COUNTY EXECUTIVE

APPROVED: Date February 19, 2010

**BY THE COUNCIL**

This Bill No. 10-02 having been approved by the Executive and returned to the Council, becomes law on February 19, 2010

EFFECTIVE DATE: April 20, 2010

Barbara J. O'Connor  
Barbara J. O'Connor,  
Council Administrator